

RECEIVED
FEDERAL PAY CENTER

DEC 15 2003

KLARQUIST SPARKMAN, LLP

INTELLECTUAL PROPERTY LEGAL SERVICES • INCLUDING PATENTS, TRADEMARKS, COPYRIGHTS & LITIGATION • SINCE 1941
One World Trade Center • 121 S.W. Salmon Street • Suite 1600 • Portland, Oregon 97204 • U.S.A.
Telephone: 503-226-7391 • www.klarquist.com
Facsimile: 503-228-9446

FAX TRANSMITTAL

DATE: December 15, 2003

TO: Examiner Quang Nguyen, Ph.D.

FAX PHONE: 703-746-5312

FROM: Tanya M. Harding, Ph.D.

RE: Applicant(s): Brown et al.
U.S. Patent Application 09/117,218
TREATMENT OF NON-NEURONAL CANCER USING HSV-1
VARIANTS
Filed: July 11, 1999

OUR FILE: 6947-67206

NO. PAGES 11 (including this cover page)

PLEASE ACKNOWLEDGE RECEIPT BY RETURN FACSIMILE? ☒ Yes ☐ No

CONFIRMATION TO FOLLOW? ☒ Yes, original mailed 12-10-03 ☐ No

CONTACT INFO: If you do not receive all pages or if you have problems receiving transmittal, please call us at (503) 226-7391 as soon as possible and ask for Dawn Vogt.

MESSAGE: In accordance with your telephone conversation with my assistant today, please see the attached Request for Continued Examination / Amendment which was timely mailed on December 10, 2003, to the PTO. Please contact me if you have any questions or comments.

Tanya M. Harding, Ph.D.
Registration No. 42,630



THE INFORMATION CONTAINED IN THIS TRANSMISSION IS CONFIDENTIAL, AND ONLY FOR THE INTENDED RECIPIENT IDENTIFIED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION OR USE OF THIS COMMUNICATION IS UNLAWFUL. IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE (COLLECT), RETURN THE ORIGINAL MESSAGE TO US, AND RETAIN NO COPY.

TMH/dv 12/10/2003 6947-67206 240287.doc

PATENT
Attorney Reference Number: 6947-67206

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Brown *et al.*
Application No. 09/117,218
Filed: January 11, 1999
Confirmation No. 3436
For: TREATMENT OF NON-NEURONAL
CANCER USING HSV-1 VARIANTS
Examiner: Quang Nguyen, Ph.D.
Art Unit: 1636
Attorney Reference No. 6947-67206

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP RCE, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney
for Applicant(s)
Tanya M. Harding, Ph.D.

Date Mailed December 10, 2003

MAIL STOP RCE
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

**REQUEST FOR CONTINUED EXAMINATION
TRANSMITTAL LETTER**

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the application referenced above.

Enclosed are the following for submission required under 37 C.F.R. § 1.114:

☒ Amendment/Reply

FILING FEE

For	No. after amendment	No. paid for previously	Present Extra	Rate	Fee
Fee under 37 CFR 1.17(e)					\$770.00
Total Claims	5	- 45*	= 0	\$18.00	\$ 0.00
Indep. Claims	1	- 4**	= 0	\$86.00	\$ 0.00
Mult. Dep. Claims Fee (if not previously paid)				\$290.00	
One-month Extension of Time				\$110.00	
Two-month Extension of Time				\$420.00	
Three-month Extension of Time				\$950.00	\$950.00
TOTAL FILING FEE					\$1720.00

* greater of twenty or number for which fee has been paid.
** greater of three or number for which fee has been paid.

☒ Applicant petitions for an extension of time for the number of months indicated above. If an additional extension of time is required please consider this a petition therefor.

TMH/dv 12/10/2003 6947-67206 240287.doc

PATENT
Attorney Reference Number: 6947-67206

- ☒ A check in the amount of \$1,720.00 is attached.
- ☒ Please charge any additional fees that may be required in connection with filing this amendment and any extension of time, or credit any overpayment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- ☒ Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By

Tanya M. Harding, Ph.D.
Registration No. 42,630

One World Trade Center, Suite 1600
121 S.W. Salmon Street
Portland, Oregon 97204
Telephone: (503) 226-7391
Facsimile: (503) 228-9446

cc: Docketing